1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Shaher A. Ahmad

Date Filed:

August 21, 2003

For:

BONE ANCHOR SYSTEM

Mail Stop Patent Application COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant respectfully requests, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Since the present Application was filed after June 30, 2003, a copy of any U.S. Patent and any U.S. Patent Application Publication cited on the attached PTO Form 1449 is not being submitted with this Information Disclosure Statement pursuant to the July 11, 2003 waiver of 37 C.F.R. S 1.98(a)(2)(i) by the U.S. Patent and Trademark Office. Furthermore, pursuant to 37 C.F.R. § 1.97(h), no representation is made that the references qualify as prior art or that they are material to the patentability of the present application.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicant

Luke K. Pedersen Reg. No. 45,003

Date: August 21, 2003

CORRESPONDENCE ADDRESS:

2001 Ross Avenue, Suite 600 Dallas, Texas 75201-2980 (214) 953-6655

Customer Number:

05073

O-14	449		Application No.		Applicant(s)			
					Shaher A. A	hmad		
Information Disclosure Citation In an Application			Docket Number 073275.0146	Group Art Unit		iling Date August 21, 2003		
		U	.S. PATENT DOCUM	IENTS				
	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING	DATE	
A	4,945,914	08/07/90	Allen	128	653 R	07/18	8/88	
В	4,991,579	02/12/91	Allen	128	653 R	11/10)/87	
C	5,094,241	03/10/92	Allen	128	653.1	01/19	9/90	
D	5,119,817	06/09/92	Allen	128	653:1	01/19	9/90	
Е	5,142,930	09/01/92	Allen et al.	74	469	03/29	9/91	
F	5,178,164	01/12/93	Allen	128	898	03/29	9/91	
G	5,222,499	06/29/93	Allen et al.	128	653.1	03/26	6/92	
Н	5,230,338	07/27/93	Allen et al.	128	653	04/22	04/22/92	
I	5,299,253	03/29/94	Wessels	378	163	04/10	04/10/92	
J	5,394,457	02/28/95	Leibinger et al.	378	162	10/07	10/07/93	
K	5,394,875	03/07/95	Lewis et al.	128	660.09	10/21	10/21/93	
L	5,397,329	03/14/95	Allen	606	73	02/26	5/93	
M	5,551,429	09/03/96	Fitzpatrick et al.	128	653.1	06/02	2/95	
		FOR	EIGN PATENT DOC	UMENTS				
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSL	ATION	
N		<u> </u>	·			YES	NO	
0					 		 	
P								
Q					 	 	 	
		LL_					<u> </u>	
	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)						DATE	
R	Z-Kat, Acustar®, Website system overview, 1 page					1997-	1997-2002	
S	Clarysse, et al., "A Computer-Assisted System for 3-D Frameless Localization in Stereotaxic MRI,						12/1991	
T	IEEE Transactions on Medical Imaging, Vol. 10, pp. 523-529 Rousseau, et al., "Validation of a New Method for Stereotactic Localization Using MR Imaging", 1991						91	
U	Journal of Computer Assisted Tomography, Vol. 15, No. 2, pp. 291-296 Rousseau, et al., "A Frameless Method for 3D MRI- and CT-Guided Stereotaxic Localisation", 1992							
	European Radiology, 'NER	Vol. 2, Number 1	, Cover, 3 table of content	ts pages, and artic	le pages 35-41			

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

U.S. PATENT AND TRADEMARK OFFICE

PTO-1449 Information Disclosure Citation In an Application				Application No.		Applicant(s) Shaher A. Ahmad			
				Docket Number 073275.0146	Group Art Unit		Filing Date August 21, 2003		
			U	.S. PATENT DOCUM	ENTS				
		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLAS	s FILING	FILING DATE	
	V	5,566,081	10/15/96	Yoshizawa et al.	364	492	10/25	10/25/93	
	W	5,575,794	11/19/96	Walus et al.	606	116	01/27	01/27/94	
	X	5,590,215	12/31/96	Allen	382	128	04/21	/95	
	Y	5,595,193	01/21/97	Walus et al.	128	898	06/06	/95	
	Z	5,730,130	03/24/98	Fitzpatrick et al.	128	653.1	06/02	/95	
	AA	5,743,899	04/28/98	Zinreich	606	1	03/04	/97	
	AB	5,769,789	06/23/98	Wang et al.	600	414	04/22	./97	
	AC	5,799,099	08/25/98	Wang et al.	382	131	06/06	/95	
	AD	5,916,164	06/29/99	Fitzpatrick et al.	600	426	08/12	:/97	
	AE	5,984,930	11/16/99	Maciunas et al.	606	130	09/30)/96	
	AF	6,052,477	04/18/00	Wang et al.	382	131	07/06	6/98	
*	AG	6,073,044	06/06/00	Fitzpatrick et al.	600	426	04/22	04/22/99	
			FOR	EIGN PATENT DOC	UMENTS				
		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	S TRANSL	ATION	
	AH						YES	NO	
	AI								
	AJ								
	AK								
	AL					_			
	L		L					L	
		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)						DATE	
-	AM				, , , , , , , , , , , , , , , , , , ,				
	AN							_ 	
<u> </u>	AO					 _			
	AP								
EX	AMIN	ER		DATEC	CONSIDERED				
	,				——				
EX	AMINER	: Initial if citation considered	l, whether or not cita	tion is in conformance with MPE	EP § 609. Draw line t	hrough citation if r	not in conformance	and not	

considered. Include copy of this form with next communication to the applicant.

U.S. PATENT AND TRADEMARK OFFICE

PTO-14	49		Application No.		Applicant(s) Shaher A. Ahmad			
Information Disclosure Citation In an Application			Docket Number 073275.0146	Group Art Unit Filing Date August 21,			2003	
		U	.S. PATENT DOCUME	ENTS				
	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	s FILING	FILING DATE	
AQ	6,096,048	08/01/00	Howard, III et al.	606	130	04/20	04/20/94	
AR	6,187,018 B1	02/13/01	Sanjay-Gopal et al.	606	130	10/27	10/27/99	
AS	6,258,091 B1	07/10/01	Sevrain et al.	606	72	05/30	05/30/97	
AT	6,298,262 B1	10/02/01	Franck et al.	600	426	05/01	05/01/01	
AU	6,333,971 B2	12/25/01	McCrory et al.	378	162	12/22	12/22/00	
AV	US 2001/0004395 A1	06/21/01	McCrory et al.	378	162	12/22	2/00	
AW							WT-	
AX							· · ·	
AY								
AZ	1							
BA								
BB								
		FOR	EIGN PATENT DOCU	MENTS				
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSL	TRANSLATION	
BC						YES	NO	
BD				-				
BE								
BF								
BG								
	7							
	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)						DATE	
ВН				-			_	
BI								
BJ								
BK								
EXAMIN	JER .		DATEC	ONSIDERED				
DATAMIL			DATEC	JINGIDERED				
EXAMINE	R: Initial if citation considered Include copy of this form with	d, whether or not cita	ition is in conformance with MPEI	9 § 609. Draw line t	through citation if n	ot in conformance	and not	